

Kevin J. McInerney, Esq. (46941)
kevin@mcinerneylaw.net
Kelly McInerney, Esq. (200017)
kelly@mcinerneylaw.net
Charles A. Jones, Esq. (224915)
caj@mcinerneylaw.net
McINERNEY & JONES
18124 Wedge Parkway #503
Reno, NV 89511
Telephone: (775) 849-3811
Facsimile: (775) 849-3866

James F. Clapp, Esq. (145814)
jclapp@sdlaw.com
Zachariah P. Dostart, Esq. (255071)
zdostart@sdlaw.com
DOSTART CLAPP & COVENEY, LLP
4370 La Jolla Village Drive, Suite 970
San Diego, CA 92122
Telephone: (858) 623-4200
Facsimile: (858) 623-4299

Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

RICHARD VAKS,

Plaintiff,

v.

WELLS FARGO BANK, N.A.,

Defendant.

Civil Case No. 3:10-cv-01393 EMC

**STIPULATION AND [PROPOSED]
ORDER OF DISMISSAL**

1 IT IS HEREBY STIPULATED by and between the parties to this action through their
2 designated counsel that the above-captioned action be and hereby is dismissed with prejudice
3 pursuant to FRCP 41(a)(1).
4

5
6 Dated: May 23, 2012

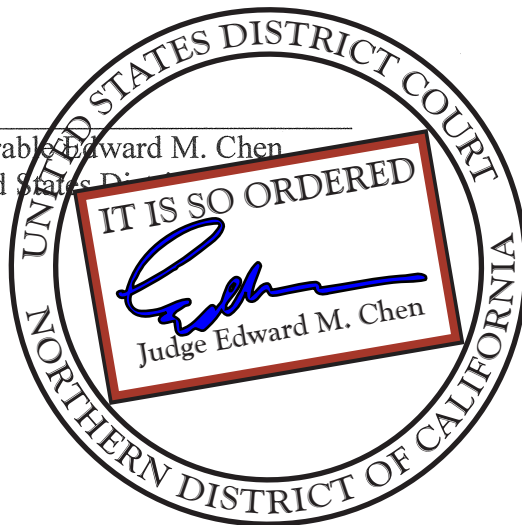
/s/ Kevin J. McNerney
Kevin J. McNerney
Attorney for Plaintiff

7
8
9 Dated: May 23, 2012

/s/ Lindbergh Porter, Jr.
Lindbergh Porter, Jr.
Attorney for Defendant

10
11 IT IS SO ORDERED.

12
13
14 Honorable Edward M. Chen
United States District Court



PROOF OF SERVICE

Richard Vaks v. Wells Fargo Bank, N.A.

United States District Court, Northern District of California

Case No. 3:10-cv-01393 EMC

I, the undersigned, declare as follows:

I am employed in the County of Washoe, State of Nevada.

I am over the age of eighteen (18) years and not a party to the within action; my business address is 18124 Wedge Parkway, #503, Reno Nevada, 89511.

On May 23, 2012, I served the foregoing document(s) described as:

STIPULATION AND [PROPOSED] ORDER OF DISMISSAL

on all interested parties in this action addressed to the addressee as follows:

Lindbergh Porter, Jr., Esq.

lporter@littler.com

Richard H. Rahm, Esq.

rrahm@littler.com

LITTLER MENDELSON, PC

650 California St., 22nd Floor

San Francisco, CA 94108

Telephone: (415) 433-1940

Facsimile: (415) 399-8490

James F. Clapp, Esq.

jclapp@sdlaw.com

Zachariah P. Dostart, Esq.

zdostart@sdlaw.com

DOSTART CLAPP & COVENEY, LLP

4370 La Jolla Village Drive, Suite 970

San Diego, CA 92122

Telephone: (858) 623-4200

Facsimile: (858) 623-4299

XX By CM/ECF. I electronically transmitted the attached document to the Clerk's Office using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to the above CM/ECF registrant(s).

I declare under penalty of perjury under the laws of the United States of America that the above is true and correct. Executed on May 23, 2012 at Reno, Nevada.


Jennifer Smith